IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

FRIDAY, THE 24TH AUGUST 2007 / 2ND BHADRA 1929

WP(C).No. 26178 of 2007(N)

PETITIONER:

ABDUL NISSAR M.T., S/O ALIKUTTY,
AGED 26 YEARS, MELETHEVARKANDI HOUSE,
PANTHEERANKAVU, KOZHIKODE DIST.

BY ADV. SRI.BABU S. NAIR

RESPONDENTS:

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1. THE DISTRICT COLLECTOR, MALAPPURAM.

2. THE TAHSILDAR, ERANAD TALUK,
MANJERI, MALAPPURAM DISTARICT.

3. THE SUB INSPECTOR OF POLICE,
KONDOTTY POLICE STATION, MALAPPURAM DIST.

BY GOVT.PLEADER SRI.BENJAMIN PAUL

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 24/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

S.SIRI JAGAN,J.

W.P.(C) NO.26178 of 2007

Dated this the 24th day of August, 2007

JUDGMENT

The petitioner's vehicle bearing Reg.No.KL-11C/5299 was seized on allegations of illegal transportation of river sand. The contention of the petitioner is that the second respondent has not passed any final orders in the matter, and therefore, the petitioner may be given interim custody of the vehicle.

2. I have heard the Government Pleader also.

3. In the facts and circumstances of the case, there would be a direction to the first respondent to release the vehicle on condition that the petitioner deposits an amount of Rs.25,000/= (Rupees Twenty five thousand only). This is subject to the further condition that the petitioner shall not alienate or otherwise part with possession of the vehicle until final orders are passed by the second respondent. The first respondent shall also pass final orders in the matter expeditiously.

The writ petition is disposed of as above.

S.SIRI JAGAN, JUDGE

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